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**INTERGOVERNMENTAL NEGOTIATING COMMITTEE
FOR A FRAMEWORK CONVENTION ON CLIMATE CHANGE
Sixth session
Geneva, 7-10 December 1992
Item 1 of the provisional agenda**

PROVISIONAL AGENDA AND ANNOTATIONS, INCLUDING SUGGESTIONS FOR THE ORGANIZATION OF WORK

Note by the Executive Secretary

I. PROVISIONAL AGENDA

1. The provisional agenda for the sixth session of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change, proposed by the Chairman after consultation with the Bureau, is as follows:

1. Organizational matters:

   (a) Adoption of the agenda;
   (b) Organization of work.

2. Preparation for the first session of the Conference of the Parties as specified in the Convention: elaboration of a work plan for the Committee.

3. Review of extrabudgetary funds.

4. Adoption of the report.

II. ANNOTATIONS TO THE PROVISIONAL AGENDA

2. At the second part of its fifth session, on 9 May 1992, the Committee agreed upon and adopted the text of the United Nations Framework Convention on Climate Change. It also adopted resolution INC/1992/1 on interim arrangements.

3. In paragraph 2 of that resolution, the Secretary-General was requested "to make the necessary arrangements for convening a session of the Committee, in accordance with paragraph 4 of General Assembly resolution 46/169, to prepare for the first session of the Conference of the Parties as specified in the Convention".

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4. Consultations by the Chairman of the Committee have indicated the desirability of convening the session after the Second Committee of the General Assembly has considered agenda item 81 on "Protection of global climate for present and future generations of mankind". In this way the Committee will be able to take into account the outcome of the deliberations of the Second Committee in planning its future work. These consultations have also suggested that the session should be a brief one, focusing on planning and organization of future work.

5. Accordingly, arrangements have been made for the session to be held at the Palais des Nations, Geneva, from 7 to 10 December 1992. The session will be opened by the Chairman of the Committee on 7 December 1992, **at 3.00 p.m.**, in Conference Room XIX. The Bureau will meet at 10.00 a.m. in a room to be announced. Limited facilities will be available during the morning of 7 December for consultations among delegations.

1. Organizational matters

(a) Adoption of the agenda

6. The provisional agenda for the sixth session of the Committee is presented for adoption.

(b) Organization of work

(i) Participation

7. In paragraph 2 of its resolution 45/212 of 21 December 1990, the General Assembly decided that "the Intergovernmental Negotiating Committee should be open to all States Members of the United Nations or members of the specialized agencies, with the participation of observers in accordance with the established practice of the General Assembly." In paragraph 19 of the same resolution, the General Assembly invited "relevant non-governmental organizations to make contributions to the negotiating process, as appropriate".

8. In pursuance of the above, notification of the date and venue of the session is being communicated to the Permanent Missions of all participating States in Geneva and New York, as well as to observers.

(ii) Schedule of meetings

9. The scheduling of meetings for the session will be based on the availability of facilities during normal working hours, when services are available for one meeting with interpretation from 10 a.m. - 1 p.m. and 3 p.m. - 6 p.m. There will also be some facilities for informal meetings without interpretation. Delegations are urged to use these services fully by starting all meetings promptly at the scheduled time. The Chairman will make proposals in due course for the schedule of meetings.

2. Preparation for the first session of the Conference of the Parties as specified in the Convention: elaboration of a work plan for the Committee

10. In order to facilitate discussion of this item by the Committee, the Executive Secretary has drawn up a list of those tasks specified in the Convention to be carried out by the Conference of the Parties at its first session or that may usefully be considered or initiated at that session (see annex I). It will be for the Committee to decide on its work plan in relation to the tasks assigned to the Conference of the Parties and, in consequence, on the inputs that it may require from the secretariat and from other sources.

11. The Executive Secretary will inform the Committee of the recommendations made by the Secretary-General to the General Assembly, as envisaged in paragraph 9 of Assembly resolution 46/169 and paragraphs 3 and 4 of Committee resolution INC/1992/1, regarding arrangements for further sessions of the Committee as well as for secretariat support for the Committee. He will also convey information available on the deliberations of the General Assembly.

12. In response to paragraph 1 of Committee resolution INC/1992/1, the Executive Secretary will inform the Committee of the status of signature and ratification of the Convention (document A/AC.237/INF.10)

13. The Executive Secretary will submit a background document containing information about activities of certain bodies in the United Nations system that are relevant to the entry into force and implementation of the Convention (document A/AC.237/22).

14. When considering its plan of work, the Committee may wish to take account of paragraph 6 of Committee resolution INC/1992/1 which "invites States and regional economic integration organizations entitled to sign the Convention to communicate as soon as feasible to the head of the secretariat information regarding measures consistent with the provisions of the Convention pending its entry into force."

3. Review of extrabudgetary funds:

15. By its resolution 45/212, paragraphs 10 and 20, respectively, the General Assembly established a special voluntary fund to support the participation of developing countries in sessions of the Committee, and a trust fund for the negotiating process to provide for secretariat costs. Paragraph 5 of Committee resolution INC/1992/1 "appeals to Governments and organizations to make voluntary contributions to the extrabudgetary funds established under General Assembly resolution 45/212." The Executive Secretary will provide a report to the Committee on the state of these two funds and on the need for their replenishment (document A/AC.237/23).

4. Adoption of the report

16. A draft report will be prepared for consideration by the Committee, following consultations, in accordance with established practice, on the model of the report on previous sessions.

ANNEX I

Tasks to be carried out by the Conference of the Parties as specified in the Convention

1. **Tasks explicitly specified for the first session of the Conference of the Parties (COP):**

Article 4:

para. 2 (c)	.	Consider and agree on methodologies for the calculation of emissions by sources and removal by sinks of greenhouse gases, for the purposes of Article 4, subparagraph 2(b).
para. 2 (b)	.	Review information communicated by each of the developed country Parties and other Parties included in annex I on policies and measures for the mitigation of climate change as well as on resulting projected anthropogenic emissions by sources and removals by sinks of greenhouse gases not controlled by the Montreal Protocol for the period referred to in Article 4, subparagraph 2(a) (i.e. to the end of the present decade). (See also Article 12, paras. 1, 2 and 3).
para. 2 (d)	.	Review the adequacy of subparagraphs 2(a) and 2(b) of Article 4, in the light of the best available scientific information and assessment on climate change and its impacts, as well as relevant technical, social and economic information.
para. 2 (d)	.	Take decisions regarding criteria for joint implementation of policies and measures for the mitigation of climate change as indicated in Article 4, subparagraph 2(a).

Article 7:

para. 3	.	Adopt its rules of procedure as well as those of the subsidiary bodies established by the Convention.

Article 8:

para. 3	.	Designate a permanent secretariat and make arrangements for its functioning.

Article 11:

para. 4	.	Make arrangements to implement the provisions of paragraphs 1, 2 and 3 of Article 11, reviewing and taking into account the interim arrangements referred to in Article 21, paragraph 3, and decide whether these interim arrangements shall be maintained.

Article 12:

para. 7 . Arrange for the provision to developing country Parties of technical and financial support, on request, in compiling and communicating information under Article 12, as well as in identifying the technical and financial needs associated with proposed projects and response measures under Article 4.

Article 13: . Consider the establishment of a multilateral consultative process, available to Parties on their request, for the resolution of questions regarding the implementation of the Convention.

2. **Tasks not explicitly specified for the first session but which may usefully be considered or initiated then:**

Article 4:

para. 2 (d) . Based upon its first review of the adequacy of subparagraphs 2(a) and (b) of Article 4, the COP shall take appropriate action, which may include adoption of amendments to the commitments in those subparagraphs.

para. 6 . Consider the degree of flexibility to be allowed, in the implementation of their commitments under Article 4, paragraph 2, to the Parties included in annex I that are undergoing the process of transition to a market economy, in order to enhance the ability of these Parties to address climate change.

para. 8 . Take actions, as appropriate, under the Convention to meet the specific needs and concerns of developing country Parties arising from the adverse effects of climate change and/or the impact of the implementation of response measures.

Article 7 :

para. 2 (k) . Agree upon and adopt financial rules.

Articles 7, para.2 (j); 8, para. 2 (f); 9, para. 1 & 2; 10, para. 1 & 2; 11, para. 1 & 3(c) . Receive reports from its subsidiary bodies (should it be decided that any of these should meet before the first session of the COP); provide guidance to its subsidiary bodies and to the secretariat.

Article 12:

para. 5 . Consider the frequency of subsequent communications by all Parties, taking into account the differentiated timetables.

para. 8	.	Adopt guidelines for joint communications made by groups of Parties.
para. 9	.	Establish criteria for the confidentiality of information relating to implementation.

Article 14:

para. 2 (b) & (7)	.	Adopt annexes on arbitration and conciliation as soon as practicable.

Notes:

1. Several other functions of the COP are of a continuing nature and are indicated in terms that do not specify their timing: for example, Article 7, paragraphs 2(a) - (m) (general terms of reference) and Articles 15 and 17 (amendments, annexes and protocols). Among these continuing functions of the COP, some could be envisaged for consideration at the first session of the COP in a manner comparable to those enumerated in the second category above. Examples of such tasks can be found under Article 7: subparagraphs (e) on assessing the overall effects of measures taken; (f) on reports on implementation; (g) on recommendations necessary for the implementation of the Convention; and (h) on mobilizing financial resources.

2. Some functions of the COP are formulated as options, that may be exercised if the need arises. These include Article 9, paragraph 3 (on further elaboration of the functions of the subsidiary body for scientific and technological advice) and Article 12, paragraph 6 (on further consideration of the procedures for the communication of information). These tasks could be taken up at the first session of the COP if it were judged to be necessary.

3. Finally, some functions of the COP under the Convention are specifically envisaged for sessions other than the first session of the COP. These include Article 4, paragraph 2(d) (on a second review of subparagraphs 2(a) and (b) of Article 4) and Article 11, paragraph 4 (on the review of the financial mechanism).

ANNEX II

List of documents for the sixth session of the Committee

Documents for the session

A/AC.237/18 (Part I)	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of the first part of its fifth session, held at New York from 18 to 28 February 1992
A/AC.237/18 (Part II) and Add.1 and Add.1/Corr.1	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of the second part of its fifth session, held at New York from 30 April to 9 May 1992
A/AC.237/21	Provisional agenda and annotations, including suggestions for the organization of work
A/AC.237/22	Activities of United Nations bodies relevant to the entry into force and implementation of the Convention: note by the Executive Secretary
A/AC.237/23	Review of extrabudgetary funds: note by the Executive Secretary
A/AC.237/INF.10	Dates of signature and ratification of the United Nations Framework Convention on Climate Change
A/47/... (To be issued)	Report of the Secretary-General to the General Assembly on progress achieved in the implementation of resolution 46/169 on protection of global climate for present and future generations of mankind

Other documents available at the session for reference purposes

A/AC.237/5	Rules of procedure
A/AC.237/6 and Corr.1	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of its first session, held at Washington, D.C., from 4 to 14 February 1991
A/AC.237/9	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of its second session, held at Geneva from 19 to 28 June 1991
A/AC.237/12 and Corr. 1	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of its third session, held at Nairobi from 9 to 20 September 1991
A/AC.237/15 and Corr. 1	Report of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change on the work of its fourth session, held at Geneva from 9 to 20 December 1991

General Assembly resolutions

45/212	Protection of global climate for present and future generations of mankind (21 December 1990)
46/169	Protection of global climate for present and future generations of mankind (19 December 1991)

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Relevant UNCED documents

A/CONF.151/8	Report of the Chairman of INC/FCCC to UNCED, on behalf of the Committee
A/CONF.151/26	Report of the United Nations Conference on Environment and Development (Rio de Janeiro, 3-14 June 1992) (To be issued in five volumes)